

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

FILED
DATE: 4-11-11
11:40 O'Clock A.M.
JEANNE HICKS, CLERK
BY: Rhondi Hagen
Deputy

DIVISION PRO TEM B
HON. WARREN R. DARROW

JEANNE HICKS, CLERK
BY: R. Hagen, Deputy Clerk
DATE: April 11, 2011

CASE NO. P1300CR20081339 / 201001325 ✓

TITLE:
STATE OF ARIZONA,

COUNSEL:
Yavapai County Attorney
By Jeffrey Paupore
Steve Young
(Via OnBase),

(Plaintiff)

(Counsel For Plaintiff)

v

STEVEN CARROLL DeMOCKER,

Craig A. Williams
DeRienzo and Williams
(Electronically Mailed)
and
Greg Parzych
2340 West Ray Road, Suite 1
Chandler, Arizona 85224
(Counsel For Defendant)

(Defendant [D- 1])

HEARING ON:
PRETRIAL CONFERENCE

NATURE OF PROCEEDINGS

COURT REPORTER
Mina Hunt

START TIME: 10:56 a.m.

APPEARANCES: Jeffrey Paupore, Co-Counsel for State
Steve Young, Co-Counsel for State
Craig Williams, Co-Counsel for Defendant
Greg Parzych, Co-Counsel for Defendant
Steven DeMocker, Defendant (In Custody)
William Williams, Intervenor
Chris Moeser, Counsel for Western News & Info
Victim Services Representative

The Court is advised that Steve Young is now acting as Co-Counsel for the State. Counsel for State advises that Rule 8 time is September 9, 2011. Counsel for Defendant does not disagree.

The Court notes that there are currently two cause numbers as the original case was reinstated. Counsel for the State addresses the Court regarding the reversal of the dismissal. Counsel for State asks the Court to order the Defense that if they are objecting to State's Motion to Dismiss cause number CR20081339, that a response be filed within 10 days. Counsel for Defendant accepts the ten day response time.

There is a current pending motion regarding release conditions; State will file its response later this week.

The Court and Counsel discuss priorities of the case. Counsel for State moves the Court for a ruling regarding Mr. DuPont and states another priority is resolution of the sealed documents. Discussion ensues. Trial venue preferences are discussed. The Court will make a determination at a later time.

Defense Counsel moves the Court to set a hearing date on the pending Motion for Modification.

The Court clarifies that at this time pending issues will no longer be held in abeyance.

Counsel for State has no objection to a Rule 12.9 Motion.

The Court and Counsel discuss media and filings under seal. Defense Counsel proposes to file portions of Defense's Memorandum under seal. Defense Counsel is directed to make a written request to file under seal.

With respect to the Request to Intervene by WNI, Defense Counsel advises the Court Defendant has no objection. Counsel Moeser addresses the Court regarding the application/request to intervene and disclosure issues. Defense Counsel states its objection to any Rule 15.9. Discussion ensues regarding disclosure of juror information, Grand Jury proceedings and withdrawal of prior defense counsel.

Mr. Williams briefly addresses the Court.

IT IS ORDERED that Defendant respond to State's Motion to Dismiss filed in CR20081339 no later than **April 21, 2011**. Any Reply shall be filed in accordance with the Rules.


IT IS ORDERED that any Rule 12.9 Motions must be filed on or before **April 28, 2011**. Response and Reply times shall be in accordance with the Rules.

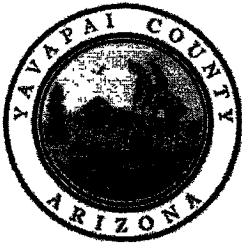
IT IS ORDERED setting Oral Argument/Evidentiary Hearing on Defendant's Motion to Modify on May 2, 2011 at 2:00 p.m. with one hour allotted in this Division.

IT IS ORDERED, by agreement of the Parties, setting **JURY TRIAL** commencing on September 7, 2011 for 30 consecutive weeks, excluding the week of October 10, 2011. Trial will commence at 9:30 a.m. with Pretrial at 8:30 a.m. Trial days will be an alternating schedule of 3-days per or 4-days per week. Proposed jury questionnaires are due by June 7, 2011. Counsel shall exchange lists of witnesses and exhibits with notice to the Court by August 8, 2011. The motion deadline is also August 8, 2011. A further Order regarding trial will be issued by the Division.

IT IS ORDER confirming existing release conditions.

END TIME: 11:46 a.m.

cc: Victim Services (e)
Division PTB (e)
YCSO - Detention Records (e)
Customer Service Supervisors, Prescott and Verde
Christopher DuPont, Trautman DuPont PLC, Counsel for Victims (Electronically Mailed)
Steptoe & Johnson, LLP, Counsel for Western News & Info (Electronically Mailed)
John Napper, Counsel for Renee Girard (Electronically Mailed)
William E. Williams, 824 West Gurley Street, Suite 129, Prescott, AZ 86305
NOTICE OF EXHIBIT DEADLINE 



Clerk of Superior Court

Yavapai County Courthouse
120 S. Cortez
Prescott, Arizona 86303
(928) 771-3312
Fax: (928) 771-3111

Yavapai County Court Building
2840 N. Commonwealth Drive
Camp Verde, Arizona 86322
(928) 567-7741
Fax (928) 567-7720

Jeanne Hicks
Clerk

Renee Braner
Chief Deputy

NOTICE OF EXHIBIT DEADLINE

Deadline having been set in this matter for the submission of exhibits,

You are hereby notified that exhibits need to be received by the Clerk no later than 5:00 p.m. on the deadline indicated in the attached minute entry. Failure to comply with the Court Ordered deadline will result in the Clerk advising the Court of the failure to comply. Sanctions may be imposed including the preclusion of the exhibits. **In the event no deadline has been set, exhibits shall be submitted to the Clerk no later than 5 working days prior to any hearing at which exhibits are to be presented.**

Exhibits shall be submitted to the Clerk's office along with a formal list of exhibits. The list shall include a brief description of each exhibit and the following criteria shall be met:

- The Clerk no longer accepts items other than **paper (8.5"x11")**, **audio** or **video** for the purpose of marking, unless otherwise ordered by the Judge. **Photographs will be accepted and marked by the Clerk for any other items.**
- In the event the Judge allows larger or unwieldy items, such as large poster boards, drugs, weapons or cash, they will be accepted by the Clerk on the day of the hearing, however, **a photograph of the item shall also be submitted to be marked along with the item.** The Clerk will be requesting release of the unwieldy items at the end of the hearing but will retain the photograph for purpose of appeal.
- To make arrangements for equipment to be used in the Courtroom at the time of a hearing, please contact the assigned Division in advance.

Thank you for your cooperation in this matter.

Please feel free to contact the following Clerks if you have any questions:

Verde Valley- Exhibit Clerk @ (928) 567-7741
Prescott- Exhibit Clerk @ (928) 771-3312